

1 STEVEN KALAR
2 Federal Public Defender
RITA BOSWORTH
3 Assistant Federal Public Defender
19th Floor Federal Building
450 Golden Gate Avenue
4 San Francisco, CA 94102
Telephone: (415) 436-7700

5 Counsel for Defendant ALLEN

7 IN THE UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

9
10 UNITED STATES OF AMERICA,) No. CR 11-286 CRB (LB)
11 Plaintiff,)
12 v.) STIPULATION AND ~~PROPOSED~~
13) ORDER TO MODIFY CONDITIONS OF
FLEURETTE ALLEN,) RELEASE
14)
15 Defendant.)

16)

16 On May 6, 2011, defendant Fleurette Allen was released on a \$75,000 unsecured bond to
17 reside in the halfway house while his case was pending. Mr. Allen demonstrated compliance
18 with his conditions of release, and on August 10, 2012, the parties agreed by stipulation that Mr.
19 Allen's conditions should be modified to remove the condition that he reside at the halfway
20 house and impose a new condition to reside with his mother in Oakland, CA, and be subject to
21 location monitoring. The Court signed the stipulation and modified his conditions accordingly.

22 On August 22, 2012, Mr. Allen was sentenced to 30 months in custody; however, his
23 sentence was stayed and he was granted bail pending appeal. His appeal has been filed, but the
24 Ninth Circuit has not yet scheduled a date for oral argument in his case. It is likely to be at least
25 six months before there is a ruling in his case.

26 Since the time of his sentencing, Mr. Allen has resided with his mother in Oakland as

1 ordered, he has maintained employment at Bay Bread in San Francisco, and he has had no
2 positive drug tests. He now requests that the Court further modify his conditions of release to
3 remove the electronic monitoring requirement. He would agree to continue to reside at a
4 location approved by pretrial services and not be away from such location for more than 24
5 hours without prior approval from pretrial services, and he would agree to maintain his
6 employment. All other conditions would remain in place.

7 Pretrial Services Officer Victoria Gibson is in agreement with the proposed
8 modifications, and the government does not object to the proposed modifications.
9

10 IT IS SO STIPULATED.

11
12 MELINDA HAAG
United States Attorney

13 5/30/13 /s/
14 DATED _____

15 RANDY LUSKEY
Assistant United States Attorney

16
17 STEVEN KALAR
Federal Public Defender

18 5/30/13 /s/
19 DATED _____

20 RITA BOSWORTH
Assistant Federal Public Defender

21
22 In light of the parties' stipulation, it is hereby ORDERED that the defendant's conditions
23 of release shall be modified such that the defendant shall no longer be subject to electronic
24 monitoring. The defendant shall reside in a location approved by pretrial services, and he shall
25

26 STIP. & [PROPOSED] ORDER TO MODIFY
CONDITIONS OF RELEASE *US v. Allen*, 11-
286 CRB (LB)

1 not be away from that location for more than 24 hours without prior approval of pretrial services.
2 The defendant shall maintain his current employment. All other conditions of release shall
3 remain in place.

4

5

June 3, 2013

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

STIP. & [PROPOSED] ORDER TO MODIFY
CONDITIONS OF RELEASE US v. Allen, 11-
286 CRB (LB)

LAUREL BEELER
United States Magistrate Judge